

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

JOHN BENSON,
Plaintiff,

05 11112 RWZ

MAGISTRATE JUDGE

v.

MARRIOTT INTERNATIONAL, INC.

Defendant.

Civil Action No.

RECEIPT # 64581
AMOUNT \$ 7.50
SUMMONS ISSUED N/A
LOCAL RULE 4.1
WAIVER FORM
MCF ISSUED
BY DPTY. CLERK
DATE 6/7/05

NOTICE OF REMOVAL

Defendant, Marriott International Inc., ("Marriott") files this notice of removal pursuant to 28 U.S.C. Sec. 1446 (a) in order to remove this action from the Superior Court Department of the Trial Court of the Commonwealth of Massachusetts for the County of Middlesex to the United States District Court for the District of Massachusetts at Boston.

Defendants state the following grounds for removal:

1. Plaintiff, John Benson, commenced this action by serving the attached summons and complaint upon the defendant on May 12, 2005 in Civil Action No. 05-1143. No motion or responsive pleading has been filed in the state court.
2. Plaintiff is a citizen of the Commonwealth of Massachusetts residing in Waltham, Middlesex County, Massachusetts.
3. Defendant, Marriott International Inc., is a Delaware corporation with a principal office in Bethesda, Maryland.
4. The complaint alleges sex-based discrimination in employment. The plaintiff seeks damages for lost wages, emotional distress and other economic damages. Plaintiff's claims of damage can reasonably be expected to exceed the sum of \$75,000.00, exclusive of interest and costs.
5. Since diversity of citizenship is present and the matter in

controversy exceeds \$75,000.00 in value, this case is within the original jurisdiction of this Court under 28 U.S.C. Sec. 1332 and may be removed to this Court by the defendant pursuant to 28 U.S.C. Sec. 1441.

6. This notice is filed within 30 days after receipt by defendant of the attached summons and complaint.

7. Written notice of the filing of this notice will be given to the plaintiff and a copy of this notice will be filed with the Clerk for Civil Business of the Superior Court Department of the Trial Court of the Commonwealth of Massachusetts for Middlesex County.

8. Pursuant to Local Rule 81.1, Marriott will file in this Court, within 30 days after filing this Notice of Removal, certified or attested copies of all records and proceedings in the Middlesex Superior Court and a certified or attested copy of all docket entries in the Middlesex Superior Court.

9. There is attached hereto a copy of all process, pleadings and orders served upon the defendants in this action.

10. Marriott reserves the right to raise all defenses and objections in this action after the action is removed to this Court.

Respectfully submitted,

MARRIOTT INTERNATIONAL, INC.
By its attorney,



Kevin B. Callanan, BBO # 070620
Law Office of Kevin B. Callanan
17 Accord Park Drive, Suite 101
Norwell, Massachusetts 02061
(781) 878-1604

Dated: May 27, 2005

Certificate of Service

I certify that a true copy of the foregoing document was served upon John W. Davis, Davis & Davis, P.C., 77 Franklin St., 3rd Floor, Boston, MA 02110 by mail on May 27, 2005


Kevin B. Callanan

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TO PLAINTIFF'S ATTORNEY: PLEASE CIRCLE TYPE OF ACTION INVOLVED: -
TORT - MOTOR VEHICLE TORT - CONTRACT -
EQUITABLE RELIEF - OTHER

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX
(real)

SUPERIOR COURT
DEPARTMENT
OF THE
TRIAL COURT
CIVIL ACTION

No. 05-1143

John Benson Plaintiff(s)

MARIOTT INTERNATIONAL INC. Defendant(s)

Mariott International Inc.
90 St. Louis St. Boston
SUMMONS
CSC 84 State St Boston

To the above-named Defendant:

You are hereby summoned and required to serve upon DAVIS + DAVIS, P.C.
plaintiff's attorney, whose address is 77 FRANKLIN ST
3RD FL. BOSTON MA 02116 an answer to the complaint which is herewith
served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you
fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You are also
required to file your answer to the complaint in the office of the Clerk of this court at MIDDLESEX
SUPERIOR COURT either before service upon plaintiff's attorney or within a
reasonable time thereafter.

Unless otherwise provided by Rule 13(a), your answer must state as a counterclaim any claim which you may
have against the plaintiff which arises out of the transaction or occurrence that is the subject matter of the plaintiff's
claim or you will thereafter be barred from making such claim in any other action.

Witness, Barbara J. Rose Esquire, at
the _____ day of _____
in the year of our Lord one thousand nine hundred and _____

Edward J. Sullivan
Clerk

NOTES.

1. This summons is issued pursuant to Rule 4 of the Massachusetts Rules of Civil Procedure.
2. When more than one defendant is involved, the name of all defendants should appear in the caption. If a separate summons is used for each defendant, each should be addressed to the particular defendant.

NOTE TO DEFENDANT - You must not appear personally, in court to answer the complaint, but if you think you have a defense, please write a
your answer must serve a copy of your answer within 20 days of receipt of this summons and file the original in the Clerk's Office.

PROOF OF SERVICE OF PROCESS

I hereby certify and return that on _____
19____ I served a copy of the within summons, together with a copy of the complaint in this action,
upon the within-named defendant, in the following manner (See Mass. R. Civ. P. 4(d) (1-5):

Dated: _____

N.B. TO PROCESS SERVER:

**PLEASE PLACE DATE YOU MAKE SERVICE ON DEFENDANT IN THIS BOX
ON THE ORIGINAL AND ON COPY SERVED ON DEFENDANT.**

(_____)
(_____ 19 ____)
(_____)

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss. _____
SUPERIOR COURT
OF THE
TRIAL COURT
CIVIL ACTION
No. _____

Plf. _____

v.

Def. _____

SUMMONS
(Mass. R. Civ. P. 4)

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, SS.

SUPERIOR COURT DEPT.
CIVIL ACTION NO:

05-1143

JOHN BENSON,
Plaintiff,

v.

MARRIOTT INTERNATIONAL, INC.,
Defendant,

COMPLAINT

Parties

1. The Plaintiff, John Benson ("Benson"), is an individual with a residence of 90 Chaffee Avenue, Waltham, Middlesex County, Massachusetts.
2. The Defendant, Marriott International, Inc. ("Marriott"), is a Massachusetts corporation with a principal place of business at 2 Cambridge Center, Cambridge, Middlesex County, Massachusetts.

Facts

3. Benson commenced employment with Marriott in June 1982.
4. Benson was terminated in October 2004.
5. Benson received numerous pay raises and a promotion during his tenure with Marriott. At the time of Benson's termination, he was the Assistant Sous Chef.
6. Overall, Benson was regarded as a valuable employee during his 22 years with the Marriott.
7. The Marriott employed Yasemin Farrell ("Farrell") as a Kitchen Supervisor.
8. Farrell engaged in inappropriate conduct of a sexual nature on a regular basis during her employment with the Marriott.
9. Steven Long ("Long") worked for the Marriott from May 1999 through September 2001. Long worked in a managerial position.

10. Long witnessed Farrell engaging in sexual, graphic conversations on numerous occasions. Long signed an affidavit, attached hereto as Exhibit 1.
 11. Ralph D'Orlando ("D'Orlando") is a current employee of Marriott. Farrell grabbed and squeezed D'Orlando's nipples and attempted to grab his penis. D'Orlando signed an affidavit, attached hereto as Exhibit 2.
 12. Heidi Taylor ("Taylor") is a Restaurant Supervisor for the Marriott. Taylor witnessed Benson treat his co-workers with dignity and respect. Taylor witnessed Farrell make sexually harassing and inappropriate comments and sexually inappropriate gestures. Taylor signed an affidavit, attached hereto as Exhibit 3.
 13. Karen Katsunas is a Manager with the Marriott. Katsunas witnessed Benson treat his co-workers in a professional, proper manner. Katsunas witnessed Farrell engage in sexually inappropriate conduct, including but not limited to advertising her own personal sex site on the Internet and displaying photographs of herself that were of a sexual nature. Katsunas signed an affidavit, attached hereto as Exhibit 4.
 14. Jody Troiano is a current employee of the Marriott. Troiano witnessed Benson treat his co-workers in a professional, dignified manner. While at work, Farrell solicited sexual favors from Troiano and exposed herself to Troiano. Troiano signed an affidavit, attached hereto as Exhibit 5.
 15. Numerous managers and employees within Marriott were aware that Farrell engaged in conduct of a sexual nature and initiated conversations of a sexual nature.
 16. Benson and Farrell enjoyed a friendship while each was employed at the Marriott. Their relationship was always platonic.
 17. On numerous occasions, Farrell would send Benson and other employees emails to the Marriott that were of a sexual nature. While the emails were racy and of a sexual nature, the emails were regarded by Benson and his colleagues as comedic.
 18. Benson, the Executive Chef (John Bearrice) and other Marriott managers and employees used Marriott computers for personal use, including but not limited to using Marriott computers for email.
 19. It was a common practice at the Marriott for employees to use the company's computers for personal use.
 20. Farrell had a friendship with a manager, Danny White ("White"), who was the Banquet Chef.
-

21. An incident occurred in which Benson reprimanded White for failing to properly perform his job duties. Farrell became upset with Benson and retaliated against him by filing a false claim of sexual harassment.
22. The Marriott failed to conduct a full, proper and effective investigation into Farrell's allegations.
23. The Marriott did not interview any of the five affiants identified above (Long, D'Orlando, Taylor, Katsunas or Troiano) relative to Farrell's allegations that Benson sexually harassed her.
24. The Marriott issued Farrell a "coaching and counseling" write up for her conduct.
25. The Marriott suspended and then terminated Benson. The Marriott alleged that Benson violated company policy by not contributing to a work environment that is based on courtesy, consideration and respect.
26. As a long-term employee, Benson was regarded by his co-workers and managers as a professional, courteous and dignified employee.
27. Farrell was regarded by her colleagues and managers as a free spirit who loved to talk about sex, promote her pornographic website and boast of her sexual exploits.
28. The Marriott terminated Benson, the male employee, but only issued a write up to Farrell, the female employee, despite the fact that Marriott managers and employees regarded Farrell as the individual who engaged in inappropriate conduct of a sexual nature.
29. The Marriott's decision to terminate Benson and issue a write up to Farrell is based upon a sex-based double-standard.

COUNT ONE

30. This is a cause of action for gender/sex based discrimination pursuant to Massachusetts General Laws, Chapter 151B, § 1, et. seq.
31. The Marriott engaged in inappropriate sexual stereotyping.
31. As a result of the unlawful discrimination, Benson has suffered lost wages, emotional distress and other economic damages.

The Plaintiff demands a jury trial on all triable issues.

JS 44 (Rev. 11/04)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE REVERSE OF THE FORM.)

I. (a) PLAINTIFFS John Benson (b) County of Residence of First Listed Plaintiff <u>Middlesex</u> (EXCEPT IN U.S. PLAINTIFF CASES) (c) Attorney's (Firm Name, Address, and Telephone Number) <u>CMS</u> John W. Davis Esq. 77 Franklin Street, Boston, MA 02110 (617) 933-3838			DEFENDANTS Marriott International, Inc. County of Residence of First Listed Defendant _____ (IN U.S. PLAINTIFF CASES ONLY) NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE LAND INVOLVED. Attorneys (If Known) Kevin B. Callanan, BBO # 070620 17 Accord Park Drive, Norwell, MA 02061 (781) 878-1604														
II. BASIS OF JURISDICTION (Place an "X" in One Box Only) <input type="checkbox"/> 1 U.S. Government Plaintiff <input type="checkbox"/> 2 U.S. Government Defendant <input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party) <input checked="" type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)			III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant) (For Diversity Cases Only) <table style="width:100%;"> <tr> <td style="width:33%;">Citizen of This State</td> <td style="width:33%;">PTF <input checked="" type="checkbox"/> 1 DEF <input type="checkbox"/> 1</td> <td style="width:33%;">Incorporated or Principal Place of Business In This State</td> <td style="width:33%;">PTF <input type="checkbox"/> 4 DEF <input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td>PTF <input type="checkbox"/> 2 DEF <input checked="" type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business In Another State</td> <td>PTF <input type="checkbox"/> 5 DEF <input checked="" type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td>PTF <input type="checkbox"/> 3 DEF <input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td>PTF <input type="checkbox"/> 6 DEF <input type="checkbox"/> 6</td> </tr> </table>			Citizen of This State	PTF <input checked="" type="checkbox"/> 1 DEF <input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	PTF <input type="checkbox"/> 4 DEF <input type="checkbox"/> 4	Citizen of Another State	PTF <input type="checkbox"/> 2 DEF <input checked="" type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	PTF <input type="checkbox"/> 5 DEF <input checked="" type="checkbox"/> 5	Citizen or Subject of a Foreign Country	PTF <input type="checkbox"/> 3 DEF <input type="checkbox"/> 3	Foreign Nation	PTF <input type="checkbox"/> 6 DEF <input type="checkbox"/> 6
Citizen of This State	PTF <input checked="" type="checkbox"/> 1 DEF <input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	PTF <input type="checkbox"/> 4 DEF <input type="checkbox"/> 4														
Citizen of Another State	PTF <input type="checkbox"/> 2 DEF <input checked="" type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	PTF <input type="checkbox"/> 5 DEF <input checked="" type="checkbox"/> 5														
Citizen or Subject of a Foreign Country	PTF <input type="checkbox"/> 3 DEF <input type="checkbox"/> 3	Foreign Nation	PTF <input type="checkbox"/> 6 DEF <input type="checkbox"/> 6														
IV. NATURE OF SUIT (Place an "X" in One Box Only)																	
CONTRACT <input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property		TORTS PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury PERSONAL INJURY <input type="checkbox"/> 362 Personal Injury - Med. Malpractice <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability CIVIL RIGHTS <input type="checkbox"/> 441 Voting <input checked="" type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 444 Welfare <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 440 Other Civil Rights		FORFEITURE/PENALTY <input type="checkbox"/> 610 Agriculture <input type="checkbox"/> 620 Other Food & Drug <input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 630 Liquor Laws <input type="checkbox"/> 640 R.R. & Truck <input type="checkbox"/> 650 Airline Regs. <input type="checkbox"/> 660 Occupational Safety/Health <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Mgmt. Relations <input type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Empl. Ret. Inc. Security Act		BANKRUPTCY <input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 840 Trademark SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609		OTHER STATUTES <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 810 Selective Service <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 875 Customer Challenge 12 USC 3410 <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 892 Economic Stabilization Act <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 894 Energy Allocation Act <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice <input type="checkbox"/> 950 Constitutionality of State Statutes									
V. ORIGIN (Place an "X" in One Box Only) <input type="checkbox"/> 1 Original Proceeding <input checked="" type="checkbox"/> 2 Removed from State Court <input type="checkbox"/> 3 Remanded from Appellate Court <input type="checkbox"/> 4 Reinstated or Reopened <input type="checkbox"/> 5 Transferred from another district (specify) <input type="checkbox"/> 6 Multidistrict Litigation <input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judgment																	
VI. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): <u>28 U.S.C. Sec. 1332 (a)</u> Brief description of cause: <u>Alleged sex-based discrimination in employment</u>																	
VII. REQUESTED IN COMPLAINT: <input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23 DEMAND \$ _____ CHECK YES only if demanded in complaint: JURY DEMAND: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No																	
VIII. RELATED CASE(S) IF ANY (See instructions): JUDGE _____ DOCKET NUMBER _____																	
DATE <u>05-27-05</u> SIGNATURE OF ATTORNEY OF RECORD <u>Kevin B. Callanan</u>																	
FOR OFFICE USE ONLY RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____																	

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

1. Title of case (name of first party on each side only) John Benson v. Marriott International, Inc.
2. Category in which the case belongs based upon the numbered nature of suit code listed on the civil cover sheet. (See local rule 40.1(a)(1)).
- ☐ I. 160, 410, 470, 535, R.23, REGARDLESS OF NATURE OF SUIT.
- ☒ II. 195, 196, 368, 400, 440, 441-446, 540, 550, 555, 625, 710, 720, 730, 740, 790, 791, 820*, 830*, 840*, 850, 890, 892-894, 895, 950. *Also complete AO 120 for patent, trademark or copyright cases
- ☐ III. 110, 120, 130, 140, 151, 190, 210, 230, 240, 245, 290, 310, 315, 320, 330, 340, 345, 350, 355, 360, 362, 365, 370, 371, 380, 385, 450, 891.
- ☐ IV. 220, 422, 423, 430, 460, 480, 490, 510, 530, 610, 620, 630, 640, 650, 660, 690, 810, 861-865, 870, 871, 875, 900.
- ☐ V. 150, 152, 153.
3. Title and number, if any, of related cases. (See local rule 40.1(g)). If more than one prior related case has been filed in this district please indicate the title and number of the first filed case in this district.
None
4. Has a prior action between the same parties and based on the same claim ever been filed in this court?
YES ☐ NO ☒
5. Does the complaint in this case question the constitutionality of an act of congress affecting the public interest? (See 28 USC §2403)
YES ☐ NO ☒
If so, is the U.S.A. or an officer, agent or employee of the U.S. a party?
YES ☐ NO ☐
6. Is this case required to be heard and determined by a district court of three judges pursuant to title 28 USC §2284?
YES ☐ NO ☒
7. Do all of the parties in this action, excluding governmental agencies of the united states and the Commonwealth of Massachusetts ("governmental agencies"), residing in Massachusetts reside in the same division? - (See Local Rule 40.1(d)).
YES ☒ NO ☐
- A. If yes, in which division do all of the non-governmental parties reside?
Eastern Division ☒ Central Division ☐ Western Division ☐
- B. If no, in which division do the majority of the plaintiffs or the only parties, excluding governmental agencies, residing in Massachusetts reside?
Eastern Division ☐ Central Division ☐ Western Division ☐
8. If filing a Notice of Removal - are there any motions pending in the state court requiring the attention of this Court? (If yes, submit a separate sheet identifying the motions)
YES ☐ NO ☒

(PLEASE TYPE OR PRINT)

ATTORNEY'S NAME Kevin B. Callanan, BBO #070620ADDRESS 17 Accord Park Drive, Suite 101, Norwell, MA 02110TELEPHONE NO. (781)878-1604

KEVIN B. CALLANAN

ATTORNEY AT LAW

17 ACCORD PARK DRIVE
SUITE 101
NORWELL, MASSACHUSETTS 02061

(781) 878-1604
FAX (781) 878-3154
e-mail: kbcallanan@msn.com

By Hand

May 27, 2005

Sarah A. Thornton, Clerk
United States District Court
United States Courthouse
1 Courthouse Way, Suite 2300
Boston, Massachusetts 02210

Re: John Benson v. Marriott International, Inc.

Dear Ms. Thornton:

Enclosed for filing with the Court, please find the following documents:

1. Notice of Removal, with Certificate of Service.
2. Notice of Appearance, with Certificate of Service.
3. Rule 7.1 Disclosure Statement.

Thank you for your attention.

Very truly yours,



Kevin B. Callanan

Enclosures